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Atty. Dkt. No. 310473-1250

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Guy Michael MILLER, et al.

Title

METHODS FOR THE

(After

PREVENTION AND

Amendment):

TREATMENT OF CEREBRAL

ISCHEMIA USING NON-**ALPHA TOCOPHEROLS** 

Appl. No.:

10/020,450

Filing Date:

12/14/2001

Examiner:

Spivack, Phyllis G.

Art Unit:

1614

## AMENDMENT PURSUANT TO 37 CFR 41.33 and 1.116(b)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Amendment pursuant to 37 CFR 41.33 and 1.116(b) is being filed after the Notice of Appeal filed on September 7, 2005 but before the filing of the Appeal Brief. This amendment is being filed in order to place the rejected claims in better form for consideration on appeal.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 8 of this document.

CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. EV 643 730 935 US November 9, 2005 (Express Mail Label Number) (Date of Deposit) Laura DiStefano (Printed Name)